D.B. CIVIL WRIT PETITION (PIL)NO.6559/2006

Birbal Khan
Vs.
State & Ors.

Date of Order :: 02-01-2007

HON'BLE THE CHIEF JUSTICE SHRI S.N.JHA
HON'BLE SHRI JUSTICE GOVIND MATHUR

Shri M.A.Siddiqui, for the petitioner.

This writ petition has been filed as a public interest litigation seeking direction upon the respondents to re-open the Anganwadi centre in village Juni-Jawandh in Jaisalmer district.

It appears that as against sanction of one Anganwadi centre in the village, two centres were found running. On 23.9.2005, the Deputy Director, ICDS, directed closure of the additional centre. By order dated 28.10.2005, the Child Development Project Officer (CDPO), Jaisalmer directed that both the centres be temporarily closed. Finally, on 1.7.2006 the Deputy Director, ICDS decided to shift one of the centres established later in point of time to another place keeping in view the local population, and to re-open the Anganwadi centre in village Juni-Jawandh as before. The grievance of the petitioner is that the said oder has not been implemented so far with the result that no centre is running in the village since October, 2005. The

decision to allow one centre to run was communicated by the Deputy Director on 1.7.2006 i.e. about six months ago.

The grievance of the petitioner appears to be administrative in nature and the petitioner should have approached the Deputy Director, ICDS, Jaisalmer rather than this Court in respect of his grievance. Be that as it may, we permit the petitioner to make representation in the matter. It is expected that the Deputy Director will ensure the implementation of his decision in accordance with law.

With the above observations, the petition is disposed of.

[GOVIND MATHUR],J. [S.N.JHA],CJ.

Praveen